

1 Mark C. Fields (#100668)
Law Offices of Mark C. Fields, APC
2 333 So. Hope Street, 35th Floor
Los Angeles, California 90071
3 Tel: (213) 617-5225
Fax: (213)629-4520
4 Email: fields@markfieldslaw.com

5 Attorney for Defendant
Angelo Ferrara
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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**
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11 CORY SPENCER, an individual;
DIANA MILENA REED, an
12 individual; and COASTAL
PROTECTION RANGERS, INC., a
13 California non-profit public benefit
corporation;

14 Plaintiffs,

15 v.

16 LUNADA BAY BOYS; THE
INDIVIDUAL MEMBERS OF THE
LUNADA BAY BOYS, including but
17 not limited to SANG LEE, BRANT
BLAKEMAN, ALAN JOHNSTON aka
18 JALIAN JOHNSTON, MICHAEL
RAE PAPAYANS, ANGELO
19 FERRARA, FRANK FERRARA,
CHARLIE FERRARA, and N.F.; CITY
20 OF PALOS VERDES ESTATES;
CHIEF OF POLICE JEFF KEPLEY, in
21 his representative capacity; and DOES 1
- 10,

22 Defendants.
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Case No. 2:16-cv-02129-SJO-RAO

Assigned to District Judge:
Hon. S. James Otero; Courtroom: 10C
@ 350 W. First Street, L.A., CA 90012

Assigned Discovery:
Magistrate Judge: Hon. Rozella A. Oliver

**DEFENDANT ANGELO FERRARA'S
REPLY TO PLAINTIFFS'
OPPOSITION TO MOTION FOR
PARTIAL SUMMARY JUDGMENT**

Date: September 5, 2017
Time: 10:00 a.m.
Ctrm: 10C; Hon. S. JAMES OTERO

Complaint Filed: March 29, 2016
Trial: November 7, 2017

1 **TO THE PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2 Defendant Angelo Ferrara ("Angelo") hereby respectfully submits the
3 following Reply to Plaintiffs' Opposition to the Individual Defendants' Motions For
4 Summary Judgment. (Docket # 328).

5 Angelo joins in the Replies filed or to be filed by all Defendants to
6 Plaintiffs' Oppositions to the Motions For Summary Judgment, Partial Summary
7 Judgment, and/or Summary Adjudication filed or to be filed by all the
8 Defendants in this lawsuit. *Vasquez v. Central States Joint Bd.*, 447 F. Supp.2d
9 833, 867 (N.D. Ill. 2008).

10 Based on the history of this case, other Defendants will brief the issues so
11 thoroughly that Angelo does not believe it will be helpful or necessary to add to the
12 mountain of paper that continues to accumulate in the case, so this Reply will be
13 extremely brief and will attempt simply to provide some overall perspective.

14 Plaintiffs' Statement Of Genuine Disputes Of Material Fact pertaining to
15 Angelo (Docket # 340) ("Plaintiffs' Statement Re Angelo") confirms that there is no
16 competent evidence of Angelo engaging in any wrongful behavior. Plaintiffs'
17 Statement Re Angelo engages in semantic quibbling, such as Plaintiff's can't recall
18 meeting Angelo versus Plaintiff's never meeting Angelo. I don't recall meeting
19 versus I didn't meet is a distinction without a difference with respect to the
20 determination of Angelo's Motion For Partial Summary Judgment.

21 If there were an Olympic sport of throwing spaghetti against a wall to see
22 what would stick, Plaintiffs would take home the gold. For instance, the so-called
23 Expert Declaration Of Peter Neushall (Docket # 380) informs the Court that 58% of
24 African-Americans children do not know how to swim compared to 31% of white
25 children. (Docket #380, p. 4, ll. 24 – 27. OK, what's the Court supposed to do with
26 that factoid?

27 Plaintiffs' strategy is to bury the Court with endless declarations and exhibits.

1 Plaintiffs' have submitted Plaintiffs' Additional Material Facts pertaining to all the
2 Individual Defendants (Docket # 329). Plaintiffs to a large extent seem to be
3 attempting to relitigate their (denied) Motion For Class Certification. Plaintiffs have
4 unleashed a tsunami of paper, but to what point? What does it add up to? Blakeman
5 is rude?; Johnston a jerk? And none of it pertains to Angelo, who stands accused of
6 surfing at Lunada Bay for fifty years without a single incident or act of wrongful
7 conduct being perpetrated by him, who just wants to live his life and fix cars at his
8 auto body shop rather than being engulfed in this maelstrom of an overpled and
9 overblown federal case, with maritime jurisdiction established by a thread.

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11 Dated: August 17, 2017

LAW OFFICES OF MARK C. FIELDS, APC

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13 By 

14 _____
Mark C. Fields
Attorneys for Defendant
Angelo Ferrara